



ITW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:

**Allan MITCHELL and  
Geoffrey D. WILL**

Serial No : **10/568,342**

Filed : **February 14, 2006**

For : **ENHANCED ENERGY  
PRODUCTION SYSTEM**

Group Art Unit: **1793**

Examiner: **Alexander Polyansky**

Confirmation No: **2429**

**COMMUNICATION**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Attorney for Applicant does not intend to file a Brief on Appeal at the present time. It is believed that the continuing application can be placed in condition for allowance, and that the need for an Appeal may be rendered moot.

In the unlikely event that a Brief on Appeal is required, during the course of further prosecution, it is requested that the Appeal fee be applied to such subsequent respective Appeal.

Respectfully submitted,

Date: Jan 25, 2010

Martin P. Hoffman  
Martin P. Hoffman  
Reg. No. 22,261

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Attorney's Docket: **A-9955.Communication/cat**